

FORM PTO-1390 (Modified)  
(REV 11-2000)

U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE

ATTORNEY'S DOCKET NUMBER

**TRANSMITTAL LETTER TO THE UNITED STATES  
DESIGNATED/ELECTED OFFICE (DO/EO/US)  
CONCERNING A FILING UNDER 35 U.S.C. 371**

112740-201

U.S. APPLICATION NO. (IF KNOWN, SEE 37 CFR

09/806,563

INTERNATIONAL APPLICATION NO.

PCT/DE99/03101

INTERNATIONAL FILING DATE

27 September 1999

PRIORITY DATE CLAIMED

30 September 1998

TITLE OF INVENTION

**METHOD FOR TESTING SUBSCRIBER ACCESS LINES**

APPLICANT(S) FOR DO/EO/US

**Svend et al.**

Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:

1. ☐ This is a **FIRST** submission of items concerning a filing under 35 U.S.C. 371.
2. ☒ This is a **SECOND** or **SUBSEQUENT** submission of items concerning a filing under 35 U.S.C. 371.
3. ☐ This is an express request to begin national examination procedures (35 U.S.C. 371(f)). The submission must include items (5), (6), (9) and (24) indicated below.
4. ☐ The US has been elected by the expiration of 19 months from the priority date (Article 31).
5. ☐ A copy of the International Application as filed (35 U.S.C. 371 (c) (2))
  - a. ☐ is attached hereto (required only if not communicated by the International Bureau).
  - b. ☐ has been communicated by the International Bureau.
  - c. ☐ is not required, as the application was filed in the United States Receiving Office (RO/US).
6. ☐ An English language translation of the International Application as filed (35 U.S.C. 371(c)(2)).
  - a. ☐ is attached hereto.
  - b. ☐ has been previously submitted under 35 U.S.C. 154(d)(4).
7. ☐ Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371 (c)(3))
  - a. ☐ are attached hereto (required only if not communicated by the International Bureau).
  - b. ☐ have been communicated by the International Bureau.
  - c. ☐ have not been made; however, the time limit for making such amendments has NOT expired.
  - d. ☐ have not been made and will not be made.
8. ☐ An English language translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3)).
9. ☐ An oath or declaration of the inventor(s) (35 U.S.C. 371 (c)(4)).
10. ☐ An English language translation of the annexes to the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371 (c)(5)).
11. ☐ A copy of the International Preliminary Examination Report (PCT/IPEA/409).
12. ☐ A copy of the International Search Report (PCT/ISA/210).

**Items 13 to 20 below concern document(s) or information included:**

13. ☐ An Information Disclosure Statement under 37 CFR 1.97 and 1.98.
14. ☐ An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included.
15. ☒ A **FIRST** preliminary amendment.
16. ☐ A **SECOND** or **SUBSEQUENT** preliminary amendment.
17. ☒ A substitute specification.
18. ☐ A change of power of attorney and/or address letter.
19. ☐ A computer-readable form of the sequence listing in accordance with PCT Rule 13ter.2 and 35 U.S.C. 1.821 - 1.825.
20. ☐ A second copy of the published international application under 35 U.S.C. 154(d)(4).
21. ☐ A second copy of the English language translation of the international application under 35 U.S.C. 154(d)(4).
22. ☒ Certificate of Mailing by Express Mail
23. ☐ Other items or information:

U.S. APPLICATION NO. (IF KNOWN, SEE 37 CFR <div style="text-align: center;">09/806,563</div>	INTERNATIONAL APPLICATION NO. <div style="text-align: center;">PCT/DE99/03101</div>	ATTORNEY'S DOCKET NUMBER <div style="text-align: center;">112740-201</div>			
24. The following fees are submitted: <b>BASIC NATIONAL FEE ( 37 CFR 1.492 (a) (1) - (5) ) :</b> <div style="margin-left: 20px;"> <input type="checkbox"/> Neither international preliminary examination fee (37 CFR 1.482) nor international search fee (37 CFR 1.445(a)(2)) paid to USPTO and International Search Report not prepared by the EPO or JPO ..... <b>\$1040.00</b>  <input type="checkbox"/> International preliminary examination fee (37 CFR 1.482) not paid to USPTO but International Search Report prepared by the EPO or JPO ..... <b>\$890.00</b>  <input type="checkbox"/> International preliminary examination fee (37 CFR 1.482) not paid to USPTO but international search fee (37 CFR 1.445(a)(2)) paid to USPTO ..... <b>\$740.00</b>  <input type="checkbox"/> International preliminary examination fee (37 CFR 1.482) paid to USPTO but all claims did not satisfy provisions of PCT Article 33(1)-(4) ..... <b>\$710.00</b>  <input type="checkbox"/> International preliminary examination fee (37 CFR 1.482) paid to USPTO and all claims satisfied provisions of PCT Article 33(1)-(4) ..... <b>\$100.00</b> </div> <div style="text-align: right; margin-top: 10px;"> <b>ENTER APPROPRIATE BASIC FEE AMOUNT =</b> </div>		<div style="border: 1px solid black; padding: 2px;"> <b>CALCULATIONS    PTO USE ONLY</b> </div>			
Surcharge of <b>\$130.00</b> for furnishing the oath or declaration later than months from the earliest claimed priority date (37 CFR 1.492 (e)). <span style="float: right;"><input type="checkbox"/> 20    <input type="checkbox"/> 30</span>		<div style="border: 1px solid black; padding: 2px;"> <b>\$0.00</b> </div>			
CLAIMS	NUMBER FILED	NUMBER EXTRA	RATE		
Total claims	- 20 =	0	x \$18.00	<b>\$0.00</b>	
Independent claims	- 3 =	0	x \$84.00	<b>\$0.00</b>	
Multiple Dependent Claims (check if applicable). <span style="float: right;"><input type="checkbox"/></span>				<b>\$0.00</b>	
<b>TOTAL OF ABOVE CALCULATIONS =</b>				<b>\$0.00</b>	
<input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27). The fees indicated above are reduced by 1/2.				<b>\$0.00</b>	
<b>SUBTOTAL =</b>				<b>\$0.00</b>	
Processing fee of <b>\$130.00</b> for furnishing the English translation later than months from the earliest claimed priority date (37 CFR 1.492 (f)). <span style="float: right;"><input type="checkbox"/> 20    <input type="checkbox"/> 30</span>				<b>\$0.00</b>	
<b>TOTAL NATIONAL FEE =</b>				<b>\$0.00</b>	
Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31) (check if applicable). <span style="float: right;"><input type="checkbox"/></span>				<b>\$0.00</b>	
<b>TOTAL FEES ENCLOSED =</b>				<b>\$0.00</b>	
				Amount to be: refunded	\$
				charged	\$
<div style="margin-left: 20px;">             a. <input type="checkbox"/> A check in the amount of _____ to cover the above fees is enclosed.              b. <input type="checkbox"/> Please charge my Deposit Account No. _____ in the amount of _____ to cover the above fees.                  A duplicate copy of this sheet is enclosed.              c. <input checked="" type="checkbox"/> The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. <b>02-1818</b> A duplicate copy of this sheet is enclosed.              d. <input type="checkbox"/> Fees are to be charged to a credit card. <b>WARNING:</b> Information on this form may become public. <b>Credit card information should not be included on this form.</b> Provide credit card information and authorization on PTO-2038.           </div>					
<b>NOTE: Where an appropriate time limit under 37 CFR 1.494 or 1.495 has not been met, a petition to revive (37 CFR 1.137(a) or (b)) must be filed and granted to restore the application to pending status.</b>					
<b>SEND ALL CORRESPONDENCE TO:</b>					
<div style="border: 1px solid black; padding: 5px;"> <b>William E. Vaughan (Reg. No. 39,056)</b>  <b>Bell, Boyd &amp; Lloyd LLC</b>  <b>P.O. Box 1135</b>  <b>Chicago, Illinois 60690-1135</b>  <b>Telephone: (312) 807-4292</b> </div>					
<div style="margin-right: 50px;"> </div> <div> <b>SIGNATURE</b>  <hr style="border: 0; border-top: 1px solid black; margin: 5px 0;"/> <b>William E. Vaughan</b>  <hr style="border: 0; border-top: 1px solid black; margin: 5px 0;"/> <b>NAME</b>  <hr style="border: 0; border-top: 1px solid black; margin: 5px 0;"/> <b>39,056</b>  <hr style="border: 0; border-top: 1px solid black; margin: 5px 0;"/> <b>REGISTRATION NUMBER</b>  <hr style="border: 0; border-top: 1px solid black; margin: 5px 0;"/> <b>August 26, 2002</b>  <hr style="border: 0; border-top: 1px solid black; margin: 5px 0;"/> <b>DATE</b> </div>					

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant(s): Svend et al.  
Appl. No.: 09/806,563  
Filed: March 30, 2001  
Title: METHOD FOR TESTING SUBSCRIBER ACCESS LINES  
Art Unit:  
Examiner:  
Docket No.: 112740-201

Commissioner for Patents  
Washington, DC 20231

**CERTIFICATE OF MAILING BY EXPRESS MAIL UNDER 37 CFR 1.10**

Sir:

I hereby certify that the following documents relating to the above-identified application:

1. Transmittal Letter (duplicate);
2. Preliminary Amendment & Substitute Specification;
3. Return Receipt Postcard.

are being deposited with the United States Postal Service with sufficient postage as  
Express Mail in an envelope addressed to:

Commissioner for Patents  
BOX PCT  
Washington, DC 20231

on August 26, 2002.

Respectfully submitted,

BELL, BOYD & LLOYD LLC

Robert Buccieri

Name of Person Mailing Correspondence

Signature

EV 113759203 US

Express Mail Mailing Label Number